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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92057091
Party	Plaintiff Nanette Carley dba Bioceuticals
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Date	07/11/2013
Attachments	Control consented motion to consolidate.pdf(10569 bytes)

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

NANETTE CARLEY d/b/a BIOCEUTICALS
Petitioner,

vs.

PURE VITAMINS AND NATURAL
SUPPLEMENTS d/b/a CONTROL PLUS
HARD d/b/a VIGOR-25,
Registrant

Opposition Cancellation Nos.: 92057091
92057107

Registration Nos.: 4261122
4233833

Marks: CONTROL
CONTROL HARD PLUS

International Class: 05

Filing Dates: April 29, 2012
March 24, 2012

CONSENTED MOTION TO CONSOLIDATE

The parties in cancellation actions numbers 92057091 and 92057107 hereby move to consolidate the proceedings, and request that the Board issue a unified trial schedule. The parties are identical in each (if slightly differently captioned) and the proceedings share significant common issues of law and fact. Answers have been filed for each, so consolidation is proper.

Matthew H. Swyers, counsel for Registrant, consented to entry of this consented motion to consolidate.

July 11, 2013

I hereby certify that these Petitioner's First Set of Requests for Admission were served upon counsel for Applicant via e-mail (as agreed by the parties) on July 11, 2013 at mshwyers@thetrademarkcompany.com and valeriek@thetrademarkcompany.com.

Signed: /Matt Schneller/
July 11, 2013

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